HIGH COURT OF UTTARANCHAL, AT NAINITAL

Writ Petition No. 179 of 2005 (S/B)

Satish Chandra Kandpal .....Petitioner.

Versus

State of Uttaranchal & others .....Respondents

Sri Yogesh Pandey i/b for Sri Arivnd Vashisht learned counsel for the petitioner
Sri J.P. Joshi learned Addl. C.S.C.

Hon'ble P.C. Verma, J.

Hon'ble J.C. S. Rawat, J.

The petitioner prays for a direction to respondent No. 2 to decide and to fix the seniority of the petitioner in the cadre of the Junior Engineer with effect from 09.11.1977 and to promote him to the post of Assistant Engineer with effect from the date of promotion of his junior i.e. 06.12.2004.

According to the petitioner, in Annexure 4 seniority list of Junior Engineers, the petitioner's name was included at serial no. 103 and his seniority in the cadre of Junior Engineer was counted form 09.11.1977. Annexure 4 seniority list was issued on 21.08.1995. Later, Annexure- 5 Seniority list of Junior Engineer was issued on 11.12.1995. In Annexure 5 seniority list, petitioner's name included at serial no. 41 and his seniority in the cadre of Junior Engineer is counted only from 3.1.1979.

It has been alleged that the petitioner has filed his representation before the Secretary, Pay-Jal, Government of Uttaranchal on 4.3.2005. Sri Yogesh Pandey i/b for Sri Arvind Vashisht learned counsel for the petitioner does not want to press the petition on

merit. He has only requested that the representation dated 4.3.2005 (Annexure-10 to the writ Petition) may be disposed of by the Government.

In view of the above, the authority concerned is directed to decide the petitioner's representation dated 04.03.2005 (Annexure-10 to the petition) within two months form the date of receipt of copy of this order.

The writ petition is disposed of accordingly.

(J.C.S. Rawat, J.) (P.C. Verma, J.)

Dated 03.10.2005
LSR